



STATE BAR COURT OF CALIFORNIA HEARING DEPARTMENT 1149 S. Hill St., 5th Fl., Los Angeles, CA 90015-2299	FOR CLERK'S USE ONLY: FILED JUN 20 2007 <i>hrc</i> STATE BAR COURT CLERK'S OFFICE LOS ANGELES
In the Matter of: DONALD A. BROOKS, Member No. 212949, A Member of the State Bar.	Case No(s): 06-C-14502-DFM NOTICE OF HEARING ON CONVICTION (Business and Professions Code §§ 6101 and 6102)

NOTICE TO RESPONDENT RE: DEFAULT AND INACTIVE ENROLLMENT

If you fail to file an answer to this notice within the time allowed by State Bar Rules, including extensions, or if you fail to appear at the State Bar Court trial, (1) your default shall be entered; (2) you shall be enrolled as an involuntary inactive member of the State Bar and will not be permitted to practice law unless the default is set aside on motion timely made under the Rules of Procedure of the State Bar; (3) you shall not be permitted to participate further in these proceedings unless your default is set aside; and (4) you shall be subject to additional discipline.

State Bar Rules require you to file your written response to this notice within twenty days after service.

If your default is entered: (1) evidence that would otherwise be inadmissible may be used against you in this proceeding; and (2) you will lose the opportunity to participate further in these proceedings, including presenting evidence in mitigation, countering evidence in aggravation, and moving for reconsideration, unless and until your default is set aside on motion timely made under the prescribed grounds. See rules 200 et seq., and rules 602, 603 and 604, Rules of Procedure for State Bar Court Proceedings; Business and Professions Code section 6102(g).

If your default is entered and the discipline imposed by the Supreme Court in this proceeding includes a period of actual suspension, you will remain suspended from the practice of law for at least the period of time specified by the Supreme Court. In addition, the actual suspension will continue until you have requested, and the State Bar Court has granted, a motion for termination of the actual suspension. As a condition for terminating the actual suspension, the State Bar Court may place you on probation and require you to comply with such conditions of probation as the State Bar Court deems appropriate. See rule 205, Rules of Procedure for State Bar Court Proceedings.

Pursuant to the order of the Review Department, filed **June 6, 2007**, a true and correct copy of which is

attached as an exhibit hereto, your conviction has been referred to the Hearing Department of the State Bar Court.

You are notified to be present in person or by counsel at a status conference to be set pursuant to rule 1210, Rules of Practice of the State Bar Court.

YOU ARE FURTHER NOTIFIED, pursuant to rules 600-607, Rules of Procedure for State Bar Court Proceedings, to be present at such time and place as is set for the first day of trial, in person or by counsel to present evidence on your behalf, to examine and cross-examine witnesses and otherwise participate in the proceedings before the State Bar Court.

Your attention is directed to the Rules of Procedure of the State Bar and Rules of Practice of the State Bar Court, which govern these proceedings. You may locate the Rules of Procedure and Rules of Practice on the internet at <http://www.statebarcourt.org>. If you do not have access to the Internet, please contact Administrative Services at (213) 765-1121 to obtain a copy of the rules.

NOTICE - COST ASSESSMENT

In the event these proceedings result in public discipline, you may be subject to the payment of costs incurred by the State Bar in the investigation, hearing and review of this matter pursuant to Business and Professions Code sections 6086.10 and 6140.7. See also rule 280, et seq., Rules of Procedure of the State Bar.

Dated: June 20, 2007



Tammy R. Cleaver
Case Administrator
State Bar Court

FILED
MAY 16 2007
STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

06-C-14502

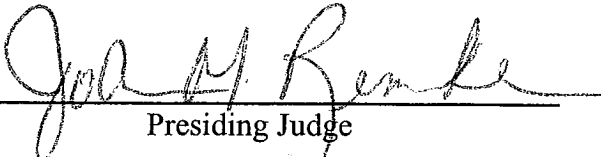
REVIEW DEPARTMENT OF THE STATE BAR COURT

IN BANK

IN THE MATTER OF **DONALD ARDIS BROOKS**,
A MEMBER OF THE STATE BAR OF CALIFORNIA

Since the State Bar Court has not yet received evidence that the misdemeanor conviction of respondent **DONALD ARDIS BROOKS** for violating Penal Code section 148, subdivision (a)(1) is final, the Hearing Department of the State Bar Court shall, after a hearing, file a decision limited to whether the facts and circumstances surrounding the offense involved moral turpitude or other misconduct warranting discipline. The decision shall not include a recommendation regarding discipline absent a complete waiver of the lack of finality of the conviction. (See Rules Proc. of State Bar, rule 607.)

If respondent timely objects to a hearing on these issues before the conviction is final, the Hearing Department shall, after a hearing, file its findings, based only on the record of conviction, as to whether there is probable cause to believe that the facts and circumstances surrounding the offense involved moral turpitude. If the Hearing Department finds probable cause, the Review Department will consider placing respondent on interim suspension. (See *In Re Strick* (1983) 34 Cal.3d 891.)


Presiding Judge

CERTIFICATE OF SERVICE
[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on June 20, 2007, I deposited a true copy of the following document(s):

**NOTICE OF ASSIGNMENT AND NOTICE OF INITIAL STATUS
CONFERENCE; NOTICE OF HEARING ON CONVICTION**

in a sealed envelope for collection and mailing on that date as follows:

- ☒ by certified mail, No. 7160 3901 9848 5948 7940, with return receipt requested, through the United States Postal Service at Los Angeles, California, addressed as follows:

**DONALD A. BROOKS
LAW OFC DONALD BROOKS
1222 S MAGNOLIA #105-396
CORONA, CA 92881**

**COURTESY COPY:
DONALD A. BROOKS
817 MASTER
BEAUMONT, CA 92223**

- ☒ by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

CHRISTINE SOUHRADA, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on **June 20, 2007.**



Tammy R. Cleaver
Case Administrator
State Bar Court